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4 BILL NO. G-73-09 ~~22~~

5 GENERAL ORDINANCE NO. G- 25-73

6 AN ORDINANCE amending the master plan
7 of the City of Fort Wayne by authorizing
8 the vacation of four lots in Woodlawn
9 Park.

10 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
11 FORT WAYNE, INDIANA:

12 SECTION 1. Petition for the vacation of four lots by
13 NORTHSIDE FINANCE CORP. having been filed with the Fort Wayne
14 City Plan Commission, and resolution having been duly adopted
15 by the Fort Wayne City Plan Commission on July 23, 1973 following
16 a public hearing thereon, all in accordance with Section 44,
17 Chapter 174, of the Acts of the General Assembly of the State of
18 Indiana, as amended by Section 3, Chapter 385, of the Acts of
19 1963 of the General Assembly of the State of Indiana (Burns'
20 Ind. Stat., 1964 Replacement, Sec. 53-744), the Master Plan of
21 the City of Fort Wayne is amended by deleting the following
22 lots in Fort Wayne, Allen County, Indiana, to-wit:

23 Lots 1, 2, 3 and 4, Woodlawn Park, an
24 Addition to the City of Fort Wayne.

25 SECTION 2. After passage of this Ordinance, approval
26 by the Mayor, and legal publication, a duly certified copy of
27 this Ordinance, of the recommendation of the Fort Wayne City
28 Plan Commission, and of the action of the Mayor, shall be
29 transmitted by the City Clerk to the Board of Public Works of
30 the City of Fort Wayne, Indiana.

31 SECTION 3. This Ordinance shall be in full force and
32 effect from and after its passage and approval by the Mayor.

33
34
35

Councilman

APPROVED AS TO FORM
AND LEGAL


CITY ATTORNEY

Read the first time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197_____, at _____ o'clock P.M., E.S.T.

Date: 9-25-73

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by V. Schmidt, and duly adopted, placed on its passage. Passed (~~LAST~~) by the following vote:

AYES 9, NAYS 0, ABSTAINED _____, ABSENT _____ to-wit:

BURNS	<input checked="" type="checkbox"/>	_____	_____	_____
HINGA	<input checked="" type="checkbox"/>	_____	_____	_____
KRAUS	<input checked="" type="checkbox"/>	_____	_____	_____
MOSES	<input checked="" type="checkbox"/>	_____	_____	_____
NUCKOLS	<input checked="" type="checkbox"/>	_____	_____	_____
SCHMIDT, D.	<input checked="" type="checkbox"/>	_____	_____	_____
SCHMIDT, V.	<input checked="" type="checkbox"/>	_____	_____	_____
STIER	<input checked="" type="checkbox"/>	_____	_____	_____
TALARICO	<input checked="" type="checkbox"/>	_____	_____	_____

DATE: 10-9-73

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. 9-25-73 on the 9th day of October, 1973.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

W. J. C. White Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of October, 1973, at the hour of 11:00 o'clock A. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 12th day of October, 1973, at the hour of 11:05 o'clock A. M., E.S.T.

Ed H. Roland
MAYOR

Hold

*Mr. Logan
agrees*

Bill No. G-73-09-22

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending the master plan of the City of Fort Wayne by authorizing
the vacation of four lots in Woodlawn Park.

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance do PASS.

John Nuckols - Chairman

Vivian G. Schmidt - Vice-Chairman

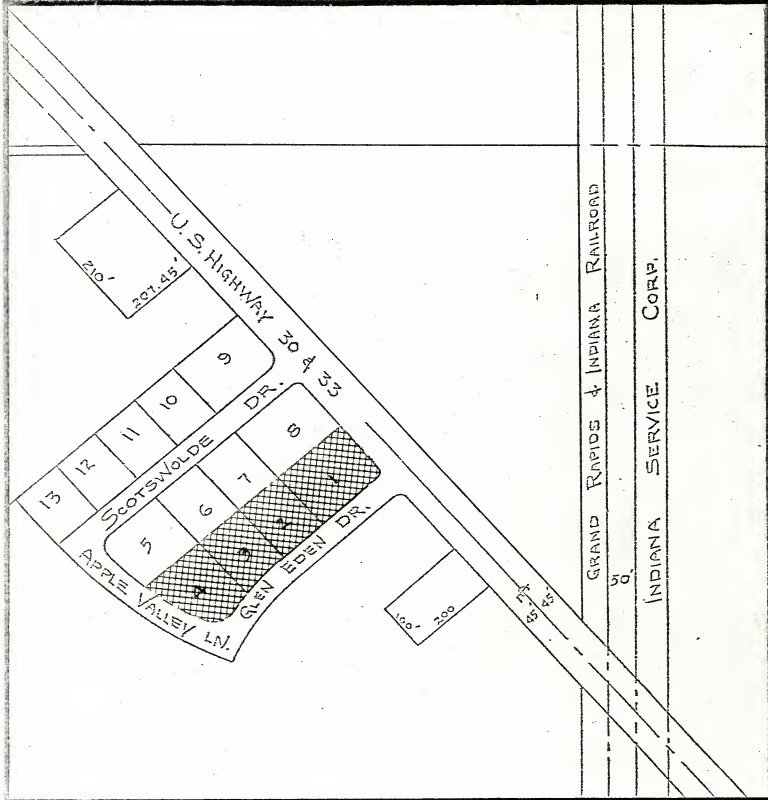
William T. Hinga

Paul M. Burns

Donald J. Schmidt

John Nuckols
Vivian G. Schmidt
William T. Hinga
Paul M. Burns
Donald J. Schmidt

DATE 10-9-73 CONCURSED IN
CHARLES W. WESTERMAN, CITY CLERK



LOTS TO BE VACATED 1,2,3&4



THE CITY OF FORT WAYNE

office of city plan commission

July 25, 1973

COMMUNICATION FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

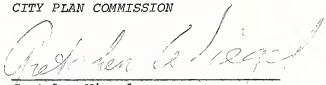
Attached hereto is a resolution for the vacation of the following:

Lots 1, 2, 3 and 4, Woodlawn Park, an Addition
to the City of Fort Wayne.

which was approved by the City Plan Commission at its regular meeting
held July 23, 1973.

Respectfully Submitted,

CITY PLAN COMMISSION


Gretchen Wiegel
Secretary

Certified and Signed this
25th day of July, 1973.

RESOLUTION

WHEREAS, NORTHSIDE FINANCE CORP. has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following platted lots in the City of Fort Wayne, Indiana, to wit:

Lots 1, 2, 3 and 4, Woodlawn Park, an Addition
to the City of Fort Wayne;

all in accordance with the terms of Section 44, Chapter 174 of the Acts of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Indiana Statutes Annotated, 1964 Replacement, Section 53-744); and

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and

WHEREAS, said public hearing was held on July 23, 1973 at 7:30 p.m. and at such hearing there were no objections of any kind or character which should prevent the vacation of said platted lots;

NOW, THEREFORE, BE IT RESOLVED, by the Fort Wayne City Plan Commission that the vacation of said platted lots hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and

BE IT FURTHER RESOLVED, by the Fort Wayne City Plan Commission that the vacation of said platted lots hereinbefore described be and the same is hereby approved; and


BE IT FURTHER RESOLVED, that the action of the Fort Wayne City Plan Commission be forwarded to the Common Council of the City of Fort Wayne for

its action thereon.

STATE OF INDIANA)
)SS:
COUNTY OF ALLEN)

I, ALAN GRINSFELDER, President of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a Resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on July 23, 1973, and as the same appears of record in the official records of said Plan Commission.

Dated this 23rd day of July, 1973.



Alan Grinsfelder, President
Fort Wayne City Plan Commission

PETITION TO VACATE PLATTED LOTS

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

THE COMMON COUNCIL
CITY OF FORT WAYNE, INDIANA

Gentlemen:

The undersigned, NORTHSIDE FINANCE CORP. does hereby respectfully petition the Plan Commission and the Common Council of the City of Fort Wayne to vacate the following platted lots within the City of Fort Wayne, described as follows:

Lots 1, 2, 3 and 4, Woodlawn Park, an Addition to the City of Fort Wayne.

Your Petitioner represents that:

1. It is the owner of all of said platted lots sought to be vacated.

2. No other person, firm or corporation is interested in or affected by the requested vacation other than ROYAL A. JACKSON, and HOMER E. JACKSON, TRUSTEES, who own the platted lots, abutting those herein described, on the Northwest, which said abutting lots are Lots 5, 6, 7 and 8.

3. That simultaneously with the filing of this Petition, your Petitioner and said abutting owners, HOMER E. JACKSON and ROYAL A. JACKSON, TRUSTEES, have signed a Petition to Vacate the two streets adjacent to the four platted lots herein sought to be vacated, said streets never having been opened, improved, or used, in any manner.

4. Your Petitioner and its predecessors in title have owned the above-described platted lots for some nine (9) years, and have been unable to sell or dispose of them for residential construction or for any other purpose in that period of time; the land remains idle and vacant and unproductive.

5. The vacation of said platted lots, as requested, will affect no one other than your Petitioner and the said HOMER E. JACKSON, and ROYAL A. JACKSON, TRUSTEES, who have expressed their consent and agreement to the vacation herein sought.

6. Your Petitioner would finally show that the continued existence of said platted lots in their current unimproved condition is neither necessary nor advantageous in any manner to the growth of the City of Fort Wayne or to its citizens, and that, in fact, it would be to the best interests of said City and the citizens thereof, as well as this Petitioner and the abutting owners to vacate said platted lots to enable this Petitioner to develop the same along with the 47 acres of adjoining land owned by this Petitioner into a productive revenue producing facility.

WHEREFORE, your Petitioner prays that the platted lots above be vacated according to the provisions of the Indiana Law pertaining thereto.

NORTHSIDE FINANCE CORP.

By

Clifford E. Summery
Its Secretary

DIGEST SHEET

B-73-09-22

TITLE OF ORDINANCE Vacation of Lots Ordinance

DEPARTMENT REQUESTING ORDINANCE City Plan Commission

SYNOPSIS OF ORDINANCE Preparation of an ordinance for the vacation
of lots, petition initiated by property owners to vacate the following
described real estate:

Lots 1, 2, 3, and 4 of Woodlawn Park, an addition to the City of Fort Wayne.

EFFECT OF PASSAGE Lots would be vacated, and utilized by property owners.

EFFECT OF NON-PASSAGE Lots would remain as part of this platted subdivision.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

ASSIGNED TO COMMITTEE (J.N.) PEG WCH



CITY OF FORT WAYNE
CITY-COUNTY BUILDING
ONE EAST MAIN STREET
FORT WAYNE, INDIANA 46802

CHARLES W. WESTERMAN
CITY CLERK

October 19, 1973

Miss Helen Libbing
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates October 22 and October 29, 1973, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana for the
following ordinances:

General Ordinance No. G-25-73
Amending the master plan of the
City of Fort Wayne by authorizing
the vacation of four lots in Woodlawn
Park.

Zoning Map Ordinance No. Z-17-73
Amending the City of Fort Wayne
Zoning Map No. DD-13

Zoning Map Ordinance No. Z-18-73
Amending the City of Fort Wayne
Zoning Map No. AA7, AA9.

Zoning Map Ordinance No. Z-19-73
Amending the City of Fort Wayne
Zoning Map No. CC14.

Annexation Ordinance No. X-01-73
Annexing certain territory to the City
of Fort Wayne and including the same in
Councilmanic District No.

Please send us four (4) copies of the Publisher's Affidavit.

Thank you.

CWW/ne
ENCL: 5

Sincerely,

Charles W. Westerman
City Clerk

Common Council, City Fort Wayne
(Governmental Unit)

To NEWS-SENT INEL Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

100

COMPUTATION OF CHARGES

100 lines, 1 column wide equals equivalent lines at 288¢
cents per line \$ 28.80

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) (2) 1.00

TOTAL AMOUNT OF CLAIM

\$ 29.80

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 point

Number of insertions 10

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date 10-30-73 19

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that she is Clerk of the NEWS-SENT INEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

October 22 and 29, 1973

Subscribed and sworn to before me this 30th day of October 1973

Notary Public

My commission expires March 8th, 1974

Notice is hereby given that on the 9th day of October, 1973, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-25-73, G-25-73 General Ordinance, to wit:

GENERAL ORDINANCE NO. G-25-73
AN ORDINANCE amending the master plan of the City of Fort Wayne by authorizing the vacation of four lots in Woodlawn Park.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of four lots by WOODSIDE FINANCE CORP., having been filed with the Fort Wayne City Plan Commission, and resolution having been duly adopted by the Fort Wayne City Plan Commission on July 23, 1973 following a public hearing thereon, all in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns' Ind. Stat. 1964 ReplACEMENT; Sec. 33744), the Master Plan of the City of Fort Wayne is amended by deleting the following lots in Fort Wayne, Allen County, Indiana, to-wit:

Lots 1, 2, 3 and 4, Woodlawn Park, an

Addition to the City of Fort Wayne.

SECTION 2. After passage of this Ordinance, approved by the Mayor, and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

JOHN NUCKOLS
Counclman
Read the third time in full and on motion by Nuckols, seconded by V. Schmidt, and duly adopted, placed on its passage, PASSED by the following vote:

Ayes: Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Siler, Tolorico.
Nays: None.

CHARLES W. WESTERMAN
City Clerk

DATE: 10-9-73

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as zoning Map Ordinance No. G-25-73 on the 9th day of October, 1973.

ATTEST: (SEAL)
CHARLES W. WESTERMAN
City Clerk
WINFIELD C. MOSES, JR.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of October, 1973, at the hour of 11:00 a'clock A.M., E.S.T.

CHARLES W. WESTERMAN
City Clerk
Approved and signed by me this 15th day of October, 1973, at the hour of 11:05 a'clock A.M. E.S.T.

IVAN A. LEBAMOFF
Mayor
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby cer-

tify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-25-73 passed by the Common Council on the 9th day of October, 1973, and that said Ordinance was duly signed and approved by the Mayor on the 12th day of October, 1973 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 12th day of October, 1973.

CHARLES W. WESTERMAN
City Clerk

Common Council, City Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

98

2

100

COMPUTATION OF CHARGES

100 lines, 1 columns wide equals equivalent lines 288 cents per line

\$28.80

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) (2)

1.00

TOTAL AMOUNT OF CLAIM

\$ 29.80

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 point

Number of insertions two

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date 10-30-73, 19

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE
a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

October 22 and October 29, 1973

Subscribed and sworn to before me this 30th day of October 1973

My commission expires March 8th, 1974

Notice is hereby given that on the 9th day of October, 1973, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-25-73 General Ordinance, to wit:

811L NO. G-25-73

GENERAL ORDINANCE NO. G-25-73 AN ORDINANCE amending the master plan of the City of Fort Wayne by authorizing the vacation of four lots in Woodlawn Park.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of four lots by NORTSIDE FINANCE CORP. having been filed with the Fort Wayne City Plan Commission, and resolution having been duly adopted by the Fort Wayne City Plan Commission on July 25, 1973 following a public hearing thereon, all in accordance with Section 44, Chapter 124 of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns' Ind. Stat., 1964 Replenishment, Sec. 3-744), the Master Plan of the City of Fort Wayne is amended by deleting the following lots in Fort Wayne, Allen County, Indiana, to-wit:

Lots 1, 2, 3 and 4, Woodlawn Park, an Addition to the City of Fort Wayne.

SECTION 2. After passage of this Ordinance, approval by the Mayor, and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the mayor.

JOHN NUCKOLS

Councilman

Read the third time in full and on motion by Nuckols, seconded by V. Schmidt, and duly adopted, placed on its passage.

PASSED by the following vote:

Ayes: Nine

Burns, Hingop, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Slier, Talarico.

Noys: None.

CHARLES W. WESTERMAN

City Clerk

DATE: 10-9-73

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. G-25-73 on the 9th day of October, 1973.

ATTEST: (SEAL)

CHARLES W. WESTERMAN

City Clerk

WINFIELD C. MOSES, JR.

Presiding Officer

Presented by me to the mayor of the City of Fort Wayne, Indiana, on the 10th day of October, 1973, at the hour of 11:00 o'clock A.M., E.S.T.

CHARLES W. WESTERMAN

City Clerk

Approved and signed by me this 12th day of October, 1973, at the hour of 11:05 o'clock A.M., E.S.T.

IVAN A. LEBANOFF

Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-25-73 passed by the Common Council on the 9th day of October, 1973, and that said Ordinance was duly signed and approved by the Mayor on the 12th day of October, 1973 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 12th day of October, 1973.

CHARLES W. WESTERMAN

CITY CLERK